

Calendar No. 69

106TH CONGRESS
1ST SESSION**S. 430****[Report No. 106–31]**

To amend the Alaska Native Claims Settlement Act, to provide for a land exchange between the Secretary of Agriculture and the Kake Tribal Corporation, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 22, 1999

Mr. MURKOWSKI introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

MARCH 22, 1999

Reported by Mr. MURKOWSKI, with amendments

[Omit the part struck through and insert the part printed in *italic*]**A BILL**

To amend the Alaska Native Claims Settlement Act, to provide for a land exchange between the Secretary of Agriculture and the Kake Tribal Corporation, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Kake Tribal Corpora-
3 tion ~~Public Interest~~ Land Exchange Act”.

4 **SEC. 2. AMENDMENT OF SETTLEMENT ACT.**

5 The Alaska Native Claims Settlement Act (Public
6 Law 92–203, December 18, 1971, 85 Stat. 688, 43 U.S.C.
7 1601 et seq.), as amended, is further amended by adding
8 at the end thereof:

9 **“SEC. ____ . KAKE TRIBAL CORPORATION LAND EXCHANGE.**

10 “(a) GENERAL.—In exchange for lands and interests
11 therein described in subsection (b), the Secretary of Agri-
12 culture shall, subject to valid existing rights, convey to the
13 Kake Tribal Corporation the surface estate and to
14 Sealaska Corporation the subsurface estate of the Federal
15 land identified by Kake Tribal Corporation pursuant to
16 subsection (c): ~~Lands exchanged pursuant to this section~~
17 ~~shall be on the basis of equal value..~~ *The values of the lands*
18 *and interests therein exchanged pursuant to this section*
19 *shall be equal.*

20 “(b) The surface estate to be conveyed by Kake Trib-
21 al Corporation and the subsurface estate to be conveyed
22 by Sealaska Corporation to the Secretary of Agriculture
23 are the municipal watershed lands as shown on the map
24 dated September 1, 1997, and labeled Attachment A, and
25 are further described as follows:

MUNICIPAL WATERSHED
COOPER RIVER MERIDIAN
T56S, R72E

Section	Aproximate acres
13	82
23	118
24	635
25	640
26	346
34	9
35	349
36	248
Approximate total	2,427

1 “(c) Within ninety (90) days of the receipt by the
2 United States of the conveyances of the surface estate and
3 the subsurface estate described in subsection (b), Kake
4 Tribal Corporation shall be entitled to identify lands in
5 the Hamilton Bay and Saginaw Bay areas, as depicted
6 on the maps dated September 1, 1997, and labeled Attach-
7 ments B and C. Kake Tribal Corporation shall notify the
8 Secretary of Agriculture in writing which lands Kake Trib-
9 al Corporation has identified.

10 “(d) TIMING OF CONVEYANCE AND VALUATION.—
11 The conveyance mandated by subsection (a) by the Sec-
12 retary of Agriculture shall occur within ninety (90) days
13 after the list of identified lands is submitted by Kake Trib-
14 al Corporation pursuant to subsection (c).

15 “(e) MANAGEMENT OF WATERSHED.—The Secretary
16 of Agriculture shall enter into a Memorandum of Agree-
17 ment with the City of Kake, Alaska, to provide for man-
18 agement of the municipal watershed.

1 “(f) TIMBER, MANUFACTURING; EXPORT RESTRIC-
2 TION.—Notwithstanding any other provision of law, tim-
3 ber harvested from land conveyed to Kake Tribal Corpora-
4 tion under this section shall not be exported as unproc-
5 essed logs from Alaska, nor may Kake Tribal Corporation
6 sell, trade, exchange, substitute, or otherwise convey that
7 timber to any person for the purpose of exporting that
8 timber from the State of Alaska.

9 “(g) RELATION TO OTHER REQUIREMENTS.—The
10 land conveyed to Kake Tribal Corporation and Sealaska
11 Corporation under this section shall be considered, for all
12 purposes, land conveyed under the Alaska Native Claims
13 Settlement Act.

14 “(h) MAPS.—The maps referred to in this section
15 shall be maintained on file in the Office of the Chief,
16 United States Forest Service, and in the Office of the Sec-
17 retary of the Interior, Washington, D.C. The acreage cited
18 in this section is approximate, and if there is any discrep-
19 ancy between cited acreage and the land depicted on the
20 specified maps, the maps shall control. The maps do not
21 constitute an attempt by the United States to convey State
22 or private land.

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